



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 19]

शिमला, शनिवार, 20 नवम्बर, 1971/29 कार्तिक, 1893

[संख्या 45]

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20 नवम्बर, 1971/29 कार्तिक, 1893 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञापितियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं :-

विज्ञापित की संख्या	विभाग का नाम	विषय
No. 2-12/71-GA-C., dated the 31st August, 1971.	General Administration Department	The Himachal Pradesh Ministers' (Advance for Motor Car) Rules, 1971.
No. 6-29/71-LR., dated the 12th November, 1971.	Law Department	The Punjab Motor Vehicles Taxation (Himachal Pradesh Amendment) Ordinance, 1971.
No. 6-22/71-LR., dated the 12th November, 1971.	-do-	The Himachal Pradesh Urban Rent Control Act, 1971 (Act No. 23 of 1971).
No. 17-4/66-Home, dated the 20th January, 1971.	Home Department	The Himachal Pradesh Home Guards and Civil Defence Class III (Non-Ministerial) (Recruitment, Promotion and certain conditions of Service) Rules, 1970.
No. 5-2/69-HG, dated the 23rd January, 1971	Home Guards and Civil Defence Department	The Himachal Pradesh Home Guards and Civil Defence Class IV Service (Recruitment, Promotion and certain conditions of Service) Rules, 1969.
No. 22-5/71-SF, dated the 16th November, 1971.	Forest Department	Transfer of Forest Research Division of Himachal Pradesh Forest Department to Himachal Pradesh University.

प्रस्ताव 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

**हिमाचल प्रदेश सरकार
PERSONNEL DEPARTMENT (VIGILANCE)
CORRIGENDUM**

Simla-2, the 1st November, 1971

No. 4-2/71-VIG.—Substitute the words *Prevention of Corruption Act, 1947 (2 of 1947)* in place of the words *Prevention of Corruption Act, 1967 (2 of 1947)* occurring in this Department notification of even number dated 1st November, 1971

B. B. TANDON,
Joint Secretary

**PERSONNEL DEPARTMENT (A)
NOTIFICATION**

Simla-2, the 4th November, 1971

No. 8-5/69-DP (Appn).—In exercise of powers vested in him under Article 234 of the Constitution of India read with para 18 (1) of the Himachal Pradesh (Courts) Order, 1948 and all other powers enabling him in this behalf and in consultation with the High Court of Himachal Pradesh and the Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh, is pleased to appoint Shri R. K. Dharmani, a select list officer of the Himachal Pradesh Administrative Service, as *Sub-Judge-cum-Judicial Magistrate* in the pay scale of Rs. 400-30-550/40-750-50 1250 on deputation basis with effect from the date he takes over the charge as such, as a purely temporary measure till regular recruitments to the posts of Sub-Judges/Judicial Magistrates are made. While working as *Sub-Judge-cum-Judicial Magistrate*, Shri R. K. Dharmani shall be entitled to get pay in the H.A.S. pay scale plus deputation duty allowance at the rate of 20% or 10%, subject to a maximum of Rs. 300 or Rs. 150 depending on whether he is posted at a station different from the place of his present posting or at the same station, respectively. Other standard terms of deputation will regulate the deputation of Shri R. K. Dharmani to the Judicial Service.

K. M. CHANNA,
Chief Secretary

**AGRICULTURE DEPARTMENT
NOTIFICATION**

Simla-2, the 8th November, 1971

No. 23-18/69-Agr. (Seectt).—The Governor, Himachal Pradesh with the prior approval of the Himachal Pradesh Public Service Commission obtained vide their letter No. PSC-62/71, dated the 24th August, 1971, is pleased to order the continuance of *ad hoc* appointment of Shri Narsingh Pal Singh in the post of Assistant Botanist (Millets) in the Class II Gazetted scale of Rs. 350-25-500-30-590/30-830-35-900 for a further period up to 16th July, 1971.

Sd/-
Secretary

**FISHERIES DEPARTMENT
NOTIFICATION**

Simla-2, the 4th November, 1971

No. 23-1/69-Fish(Seectt.) The Governor, Himachal Pradesh with the prior concurrence of the Himachal Pradesh Public Service Commission obtained vide their letter No. 2-8/71-PSC, dated the 24th August,

1971 is pleased to order the continuance of *ad hoc* appointment of Shri Narinder Singh to the post of Assistant Director of Fisheries, Mandi, in Class II Gazetted scale of Rs. 350-25-500-30-590/30-870-35-900 for the period from 1-10-70 to 30-3-1971.

Sd/-
Secretary

**HEALTH AND FAMILY PLANNING DEPARTMENT
NOTIFICATIONS**

Simla-2, the 8th November, 1971

No. 1-114/71-H&FP.—The Governor, Himachal Pradesh, is pleased to appoint Dr. Har Mohan Singh as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 on *ad hoc* basis for a period of one year from 10th July, 1971 (forenoon) or till the post is filled up on regular basis, whichever is earlier.

Simla-2, the 8th November, 1971

No. 1-113/71-H&FP.—The Governor, Himachal Pradesh is pleased to appoint Dr. Jatinder Kumar as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 on *ad hoc* basis for a period of one year from 21st August, 1971 (afternoon) or till the post is filled up on regular basis, whichever is earlier.

Simla-2, the 8th November, 1971

No. 1-103/69-H&FP.—In supersession of office order No. M.-51 (28)/57-TC, dated the 21st April, 1962 of Chief Executive Officer, Himachal Pradesh Territorial Council, the Governor, Himachal Pradesh is pleased to order the re-fixation of pay of Shri Dhan Dev as follows on his appointment as Ayurvedic Physician in the scale of Rs. 250-20-330/20-430/20-550 with effect from 1st July, 1961:—

- | | |
|--|---------|
| 1. Pay as Manager on 1st July, 1961 in the scale of Rs. 200-10-400. | Rs. 260 |
| 2. Pay by allowing one increment notionally in the lower scale. | Rs. 270 |
| 3. Pay fixed in the pay scale of Rs. 250-20-330/20-430/20-550 on promotion by invoking provision of F.R. 22-C. | Rs. 290 |

This issue with the concurrence of the Finance Department vide their U.O. No. 808, dated the 9th September, 1971.

S. L. TALWAR,
Under Secretary

**LAW DEPARTMENT
NOTIFICATION**

Simla-2, the 6th November, 1971

No. 12-71/71-LR.—In exercise of the powers conferred upon him under section 492 of the Code of Criminal Procedure, 1898, the Governor of Himachal Pradesh is pleased to appoint the Advocate General, Himachal Pradesh to be *ex-officio* Public Prosecutor for all the Criminal Courts within the State of Himachal Pradesh.

B. D. SHARMA,
Secretary

**PUBLIC WORKS DEPARTMENT
NOTIFICATIONS**

Simla-2, the 5th November, 1971

No. 2-32/70-PWD.—Whereas it appears to the Governor, Himachal Pradesh, that land is likely to be

required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Katola-Parasar Road, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

SPECIFICATION

District: MANDI

Tehsil: MANDI,

Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
SUHARA	168/1	0	16	4
	168/2	0	12	15
	281	0	8	18
	301/1	0	19	13
	280/1	0	5	0
	301/1/1	0	0	7
	190/1	1	0	6
	190/2	2	0	11
	191/1	0	9	5
	Total	6	13	12

Simla-2, the 5th November, 1971

No. 2-40/70-PWD.—Whereas it appears to the Governor of Himachal Pradesh, that the land is required to be taken by the Government at the public expense for a public purpose, namely for the construction of Lift Irrigation Scheme, Chuharpur, Tehsil Nurpur, District Kangra.

It is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality may, within 30 days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Kangra.

SPECIFICATION

District: KANGRA

Tehsil: NURPUR

Tika: CHUHARPUR

Village	Khasra No.	Area	
		K.	M.
CHUHARPUR	30	1	0
	65	0	7
	68	0	9
	70	0	8
	71	0	3
	75	0	1
	78	0	3
	79	0	13
	84	0	13
	85	0	1
	86	0	7
	88	0	8
	92	0	13
	98	0	6
	99	0	3
	101	0	6
	102	0	3
	103	0	11
	104	0	2
	106	0	1
	107	0	8
	159	0	3
	161	0	4
	105		
	103		
	174		
	164	0	2
	165	0	2
	166	0	5
	167	0	3
	168	0	2
	171	0	3
	170	0	2
	172	0	7
	173	0	2
	175	0	13
	179	0	16
	184	0	18
	185	0	2
	428	0	1
	429	0	1
	434	0	10
	435	0	8
	425	0	1
	642	0	10
	649	0	15
	647	0	4
	648	0	12
Total		14	12
		say 1.38 acres	

Simla-2, the 5th November, 1971

No. 2-32/70-PWD.—Whereas it appears to the Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for the construction of Ganpati Road, it is hereby declared that the land as described in the specification below is required for the above purpose.

The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to whom it may

concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of said land.

A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

SPECIFICATION

District: MANDI

Tehsil: SADAR

Village	Khasra No.	Area			Remarks
		Big.	Bis.	Bisw.	
DHANYARI	346/1	0	1	5	cultivated.
	323/1	0	13	5	cultivated.
			0	13	0
					uncultivated.
			0	0	5
	330/1	0	2	19	uncultivated.
	314/1	0	10	14	cultivated
Total		1	8	13	

Whereas it appears to the Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose*. It is hereby declared that the land as described in the specification below is required for the said* purpose.

The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department, is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Mandi.

No. 2-32 70-PWD Simla-2, the 5th November, 1971

*Construction of Ganpati Road

SPECIFICATION

District: MANDI

Tehsil: SADAR

Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
1	2	3	4	5
BARI	697/1	0	1	4
	112/1	0	1	13
	113/1	0	2	5
	111/1	0	1	13
	114/1	0	0	8
	172/1	0	0	16
	177	0	5	16
	174/1	0	1	17
	178/1	0	0	5
	645/1	0	7	9
	561/1	0	0	8
	567/1	0	0	8
	331/1	0	3	0
	538/1	0	1	12
	515/1	0	1	9
	583/1	0	4	18
	562/1	0	0	18
	694/1	0	5	10
	105/1	0	2	10
	106/1	0	5	4

1	2	3	4	5
	101/1	0	4	15
	662/1	0	4	9
	663/1	0	4	12
	532/1	0	0	15
	541/1	0	0	18
	529/1	0	4	14
	540/1	0	5	16
	530/1	0	0	13
	531/1	0	0	15
	90/1	0	4	11
	348/1	0	2	15
	535/1	0	0	17
	243/1	0	2	5
	346/1	0	4	1
	536/1	0	0	18
	566/1	0	1	10
	329/1	0	1	4
	569/1	0	0	5
	244/1	0	5	13
	330/1	0	1	18
	345/1	0	1	16
	327/1	0	4	6
	347/1	0	4	14
	539/1	0	7	15
	99/11	0	4	8
	584/1	0	3	7
Total		6	9	0

Village	Khasra No.	Area			Remarks
		Big.	Bis.	Bisw.	
GUMANU	80/1	0	4	5	cultivated.
	81	0	3	1	cultivated.
	82	0	1	4	cultivated.
	83	0	2	6	cultivated.
	84/1	0	1	1	cultivated.
	86	0	3	1	uncultivated.
	87	0	5	8	cultivated.
	89/1	0	1	11	cultivated.
	88	0	3	2	cultivated.
	92/1	0	12	12	cultivated.
	73/1	0	6	2	cultivated.
	548/1	0	12	0	uncultivated.
	576/1	0	14	5	uncultivated.
	245/1	0	4	4	uncultivated.
	236/1	0	4	12	cultivated.
	927	0	0	16	uncultivated.
	919	0	15	1	uncultivated.
Total		4	14	11	

By order,

L. H. TOCHHAWNG,
Secretary

REVENUE DEPARTMENT

NOTIFICATION

Simla-2, the 4th November, 1971

No. 2-49/67-Rev. I.—In exercise of the powers conferred by clause (b) of sub-section (1) of section 27 of the Punjab Land Revenue Act, 1887 and clause (b) of sub-section (1) of section 28 of Himachal Pradesh Land Revenue Act, 1954, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer, on Shri Dina Nath,

Naib-Tehsildar, the powers of Assistant Collector, Second Grade to be exercised by him for the purpose of disposal of field work and enquiry work within the sphere of his duty in Simla and Mahasu districts of Himachal Pradesh, from the date he was entrusted work in the said District.

By order,
SITA RAM,
Deputy Secretary.

(RELIEF AND REHABILITATION)
NOTIFICATION

Simla-2, the 5th November, 1971

No. 6-13/71-Reh.—In exercise of the powers conferred

by sub-section (1) of section 4 of the Evacuee Interest (Separation) Act, 1951, and with the prior approval of the Central Government, the Governor, Himachal Pradesh is pleased to appoint the Senior Sub-Judge, Mahasu, as Competent Officer for the State of Himachal Pradesh for purpose of discharging the duties assigned to such officers by or under the provisions of the said Act, with immediate effect, in addition to his own duties.

L. HMINGLIANA TOCHHAWNG,
Secretary.

Simla-2, the 5th November, 1971

No. 6-3/71-(Rev. A) (1).—In exercise of the powers conferred by sections 2 (a)(i) and 3 (1) (a) of the East Punjab War Awards Act, 1948 as amended up-to-date read with the Government of India Ministry of Home Affairs notification No. S.O. 3370, dated the 1st November, 1966, the Governor, Himachal Pradesh is pleased to make grant of War Jagirs of the annual value of Rs. 100.00 each (Rupees one hundred) only in favour of the undermentioned persons as award for war services rendered by their respective son/sons subject to such conditions as to its enjoyment as are contained in their respective sanads of the jagir granted to them in this behalf:—

District: KANGRA

Tehsil: PALAMPUR

Sl. No.	No. of sons in armed forces	Name/parentage of the grantee	Resident of village	Amount of War Jagir effective
1.	One	Shrimati Parbati wd/o Shri Jaisi Ram	Bahal	Rs. 100 P.A. (Kharif, 1965).
2.	One	Shri Des Raj s/o Shri Ghellar	Molag	Rs. 100 P.A. (Kharif, 1965).
3.	One	Shri Lehn Ram s/o Shri Mangat Ram	Maila	Rs. 100 P.A. (Kharif, 1965).
4.	One	Shrimati Soman Devi wd/o Shri Mohan Lal	Jheruan	Rs. 100 P.A. (Rabi, 1966).
5.	Three	Shrimati Dunju wd/o Shri Gorkhu	Seri	Rs. 100 P.A. (Kharif, 1964).
6.	Three	Shrimati Sarbanu Devi wd/o Shri Mehasha	Gadiara	Rs. 100 P.A. (Kharif, 1964).
7.	Three	Shrimati Naraini Devi wd/o Shri Phina Ram	Lahru	Rs. 100 P.A. (Kharif, 1964).

Sd/-
Under Secretary.

TRANSPORT DEPARTMENT
NOTIFICATION

Simla-2, the 5th November, 1971

No. 4-8/69-Tpt.—In partial modification of this department notification of even number, dated the 20th April, 1971, the Governor of Himachal Pradesh is pleased to order that Shri U. N. Sharma, Chairman, Himachal

Pradesh State Electricity Board would function as Chairman of the High Powered Committee in place of the Financial Commissioner, Himachal Pradesh with effect from 1st September, 1971.

By order,
P. K. MATTOO,
Secretary.

PUBLIC WORKS DEPARTMENT
NOTIFICATION

Kulu, the 5th November, 1971

No. SE. 6th:LA-1/Gi-3761-64.—Whereas it appears to the Governor, Himachal Pradesh, that he land is required to be taken by the Government at public expense for the public purpose, namely for construction of Lahaul-Jammu boundary Road, it is hereby declared that the land described in the specification below is required for

the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh Public Works Department is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं
इत्यादि

Public Works Department, Chamba.

SPECIFICATION

District: CHAMBA

Tehsil: PANGI

Village 1	Khasra No. 2	Area		
		Big.	Bis.	Biws.
		3	4	5
UDAIPUR (160)	9/1	0	6	0
	10/1	0	3	0
	25/1	0	1	0
	26/1	0	0	8
	30	0	4	0
	32/1	0	0	8
	33/1	0	1	0
	35/1	0	0	8
	36	0	5	0
	37/1	0	2	0
	38/1	0	0	9
	41/1	0	3	0
	42	0	2	0
	43/1	0	7	0
	45/1	0	1	0
	47/1	0	2	0
	48/1	0	8	12
	49	0	0	10
	50/1	0	2	10
	64	0	0	8

82/1	0	2	0
83/1	0	1	0
85/1	0	9	0
87	0	6	0
88/1	0	1	0
89/1	0	1	0
92/1	0	1	0
94/1	0	1	0
95/1	0	1	0
96/1	0	1	0
98/1	0	2	0
99/1	0	1	0
104/1	0	1	0
107/1	0	3	0
115/1	0	1	0
118/1	0	1	0
138/1	0	1	0
171/1	0	5	0
172/1	0	1	0
174/1	0	0	16
176/1	0	0	4
178/1	0	1	0

Total ... 4 12 3

K. C. SHANDIL,
Superintending Engineer,
6th Circle.REVENUE DEPARTMENT
(CONSOLIDATION OF HOLDINGS)
NOTIFICATION

Simla-4, the 4th November, 1971

No. ALA-3399.—In exercise of the powers under sub-section (2) of section 14 of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948 as delegated to me by the Himachal Pradesh Government notification No. 3-11/67-Rev: 1. dated 8th April, 1969. I, S.R. Mahantan, Director, Consolidation of Holdings, Himachal Pradesh appoint Shri Behari Lal as Consolidation Officer with Headquarters at Hamirpur in respect of the following estates of Tehsil Palampur notified under section 14 (1) on the dates mentioned against each estate for the purpose of performing all the functions of the said officer under the provisions of the said Act, and order that he shall be deemed to be so appointed with effect from 22nd June, 1966.

District: KANGRA

Tehsil: PALAMPUR

Sl. No. 1	Name of Tika 2	Name of Mauza 3	No. H.B. 4	Area 5	No. and date of notification under section 14.1 6
1.	Balla	Karouth	72/1	374	579/20097-A, dated 21st October, 1960.
2.	Dhakekh	Poner	37/9	35	9/17708-A, dated 12th September, 1960
3.	Paprola	Almpur Khas	86/30	592	-do-
4.	Lolesh	Garh Jamula	110/12	85	-do-
5.	Har	Lamba Gaon	92/2	222	-do-
6.	Boda upperla	Droh	112/10	158	-do-
7.	Garh	Barsam	91/2	373	-do-
8.	Bhuana	Saliana	112/12	151	-do-
9.	Rit	Lahat	106/4	186	C/20097-A, dated 21st October, 1960
10.	Dharon	Chadiar	95/13	150	2237-A, dated 3rd February, 1962.

S. R. MAHANTAN,
Director.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेन्शियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

**PERSONNEL DEPARTMENT
SECRETARIAT ADMINISTRATION
NOTIFICATION**

Simla-2, the 4th November, 1971

No. SAS-1-535/57-II.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor of Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the following amendment to the Himachal Pradesh Secretariat Class III Service (Recruitment, Promotion and certain conditions of Service) Rules, 1962, published under Secretariat Administration Department Notification No. SAD-1-535/57-II, dated the 20th July, 1962:—

AMENDMENT

(i) After rule 15 of the Himachal Pradesh Secretariat

Class III Service (Recruitment, Promotion and certain conditions of Service) Rules, 1962, the following rule shall be inserted and shall be deemed always to have been inserted:—

“16. Where the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.”

(ii) The existing rule 16 of the said rules shall be re-numbered as rule 17.

By order,
K. N. CHANNA,
Chief Secretary.

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

शून्य

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

**STATE BANK OF PATIALA
NOTICE**

Patiala, the 1st November, 1971/10th Kartika, 1893

SBOP No. 47.—The following transfers and changes in the postings of Bank's Supervising Staff are hereby notified:—

1. The following officers are promoted as 'A' Grade Officers as from 1st September, 1971:—

- (1) Shri Balwant Singh.
- (2) Shri Krishan Kishore.
- (3) Shri Som Nath.
- (4) Shri J. S. Kainth.
- (5) Shri J. P. Khanna.
- (6) Shri Raj Kumar Paul.

2. Shri I. S. Puri, Officer Grade II officiated as Manager, Simla branch as from the close of business on the 27th September, 1971 to the close of business on the 4th October, 1971 vice Shri R. N. Kataria Officer Grade I.

3. Shri D. S. Sodhi, Officer Grade II held charge of Kunihar branch as from the close of business on the 3rd July, 1971 to the close of business on the 28th August, 1971.

4. Shri I. S. Puri, Officer Grade II held charge of Kunihar branch as from the close of business on the 28th August, 1971 to the close of business on the 13th September, 1971.

S. D. GANDA,
General Manager.

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

**GENERAL ADMINISTRATION DEPARTMENT
NOTIFICATION**

Simla-2, the 3rd November, 1971

No. 13-3/64-GAD(Vol.-II).—In continuation of this Government's notification of even number, dated the 27th June, 1968, promulgating thereunder the Rules for the Administration of the Special Fund for Reconstruction and Rehabilitation of Ex-servicemen set up by the Government of India as issued by the Ministry of Defence with Gazette Notification No. S.R.O. 234, dated the 27th September, 1966, the Governor, Himachal Pradesh is pleased to promulgate the amendment in the Rules *ibid* for the administration of the said Fund, as issued by the Government of India, Ministry of Defence vide Gazette Notification No. SRO 197, dated the 31st May, 1971 (copy enclosed) in Himachal Pradesh Rajpatra.

N. C. KAUSHAL,
Under Secretary.

**GOVERNMENT OF INDIA
MINISTRY OF DEFENCE**

PART II

New Delhi, the 31st May, 1971

S.R.O. 197.—In exercise of the powers conferred by sections 4 and 5 of the Charitable Endowments Act, 1890 (6 of 1890) and on the application made by the Secretary of the Indian Soldiers', Sailors' and Airmen's Board and of the Special Fund for Reconstruction and Rehabilitation of ex-servicemen, and with the concurrence of the said Secretary, the Central Government hereby makes the following further amendment in the Scheme settled for the administration of the Special Fund for Reconstruction and Rehabilitation of ex-servicemen and published with the notification of the Government of India in the Ministry of Defence No. S.R.O. 234, dated the 27th September, 1966, namely:—

In Schedule 'B' of the said notification—

In paragraph 13, the following sentence shall be inserted at the end, namely:—

"The Advisory Sub-Committee may co-opt as its member, an ex-service officer who may be locally available."

[F. No. 102-1SB (66)/3/70/2675/D(A.V.1)]

K. V. RAMANAMURTHI,

Deputy Secretary.

LAW DEPARTMENT NOTIFICATIONS

Shimla-4, the 25th January, 1961

No. 1-7,60-LR.—The following Acts recently passed by the Parliament of India and published in the Gazette of India Extraordinary Part II, Section I, dated 29th and 30th December, 1960 respectively are hereby republished in the Himachal Pradesh Administration Rajpatra for the information of general public.

1. The Preference Shares (Regulation of Dividends) Act, 1960 (No. 63 of 1960).
2. The Acquired Territories (Merger) Act, 1960 (No. 64 of 1960).
3. The Constitution (Ninth Amendment) Act, 1960

G. M. LAUL,

Under Secretary (Judicial).

Assented to on 28-12-1960

THE PREFERENCE SHARES (REGULATION OF DIVIDENDS) ACT, 1960

(Act No. 63 of 1960)

AN
ACT

to regulate dividends on preference shares of certain companies.

Be it enacted by Parliament in the Eleventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Preference Shares (Regulation of Dividends) Act, 1960.

(2) It extends to the whole of India:

Provided that it shall not apply to the State of Jammu and Kashmir except to the extent to which the provisions of this Act relate to the regulation of dividends on preference shares of banking and insurance companies and financial corporations.

2. *Definitions.* In this Act, unless the context otherwise requires,—

(a) "Companies Act" means the Companies Act, 1956 (1 of 1956);

(b) "company" means an Indian company as defined in clause (i) of section 2 of the Indian Income-tax Act, 1922 (11 of 1922) and includes a company referred to in sub-clause (ii) of clause (5A) of the said section which has made arrangements for the declaration and payment of dividends within India in accordance with the rules made under the said Act;

(c) "preference share" means a share which having been issued and subscribed for before the 1st day of April, 1960, carries, as respects dividends, a preferential right to be paid a fixed amount or an amount calculated at a fixed rate;

(d) "previous year" has the same meaning as in the Indian Income-tax Act, 1922 (11 of 1922);

(e) "stipulated dividend", in relation to a preference share, means the fixed amount or the amount

calculated at a fixed rate which the holder of such share has a preferential right to be paid as dividend;

(f) all other words and expressions used but not defined in this Act and defined in the Companies Act shall have the meanings respectively assigned to them in that Act.

3. *Regulation of dividends on preference shares in certain cases.*—(1) Where the stipulated dividend in respect of a preference share of a company—

(a) is specified to be free of income-tax and no deduction is made therefrom on account of the income-tax payable by the company, or

(b) was being paid before the 1st April, 1960, without any deduction therefrom on account of the income-tax payable by the company, notwithstanding the absence of any specification that the dividend would be free of income-tax,

every such share shall, as respects dividends declared after the commencement of this Act, carry a preferential right to be paid without any deduction aforesaid such amount as would exceed the stipulated dividend by thirty per cent thereof.

(2) Where the stipulated dividend in respect of a preference share of a company issued and subscribed for after the 31st March, 1959 is free of income-tax and the company, besides paying the stipulated dividend to the holder of such share, pays to Government on his behalf any sum on account of income-tax payable thereon, then, every such share shall, as respects dividends declared after the commencement of this Act, carry a preferential right to be paid free of income-tax such amount as together with the sum aforesaid would exceed the stipulated dividend by thirty per cent thereof.

(3) Where the stipulated dividend in respect of a preference share of a company,—

(a) is specified to be subject to income-tax and a deduction is made therefrom on account of the income-tax payable by the company, or

(b) was being paid before the 1st April, 1960, subject to a deduction therefrom on account of the income-tax payable by the company, notwithstanding the absence of any specification that the dividend would be subject to income-tax, then, every such share shall, as respects dividends declared after the commencement of this Act, carry a preferential right to be paid subject to the deduction aforesaid such amount as would exceed the stipulated dividend by eleven per cent thereof.

(4) Where a company has in relation to a preference share declared,—

(a) after the 31st March, 1959, and before the 1st July, 1960, a dividend in respect of a previous year relevant to its assessment year 1960-61 or a subsequent assessment year, or

(b) after the 30th June, 1960, and before the commencement of this Act, a dividend in respect of any previous year,

it shall declare, in respect of the said previous year, an additional dividend of such amount as, together with the dividend already declared, would exceed the stipulated dividend—

(i) by thirty per cent of the stipulated dividend in the cases referred to in sub-section (1), or

(ii) by eleven per cent of the stipulated dividend in the cases referred to in sub-section (3).

(5) For the purposes of sub-section (1), sub-section (3) and sub-section (4), any reference therein to the

stipulated dividend shall, in respect of a preference share issued and subscribed for on or before the 31st March, 1959, be construed as a reference to the stipulated dividend as on that day.

(6) For the removal of doubts, it is hereby declared that any reference in this section to deduction made from a dividend "on account of the income-tax payable by the company" does not include any amount deducted by the company from that dividend under sub-section (3D) of section 18 of the Indian Income-tax Act, 1922 (11 of 1922).

4. *Special provisions in relation to companies where a portion of their income is not chargeable to income-tax.*—Where any preference share has been issued by a company any portion of the profits and gains of which in respect of the relevant period is exempt from income-tax under the Indian Income-tax Act, 1922 (11 of 1922), by reason of such portion being agricultural income, then, for the purpose of the increase in the dividend in relation to any such preference share under the provisions of section 3, the increase of thirty per cent or eleven per cent, referred to therein shall be taken to be such proportion of the said thirty per cent or eleven per cent as the case may be, as the total amount of the profits and gains of the company excluding the portion of the profits and gains which is so exempt in respect of the relevant period bears to the total amount of the profits and gains thereof in respect of that period.

Explanation.—For the purposes of this section, "relevant period", in relation to the profits and gains of a company, shall mean—

- (a) the previous years relevant to such of the three assessment years as immediately precede the assessment year ending on the 31st March, 1961, and in each of which the net result of the computation of profits and gains of the company has not been a loss or where there are only two such years, such two years or where there is only one such year such one year; or
- (b) in any case where clause (a) is not applicable, the previous year relevant to the assessment year ending on the 31st March, 1961 or a subsequent assessment year immediately following thereafter in which the net result of the computation of profits and gains has not been a loss.

5. *Over-riding effect of Act.*—(1) The provisions of this Act shall have effect notwithstanding anything to the contrary contained in any law for the time being in force or in the memorandum or articles of a company or in any agreement between the company and its shareholders or in any resolution passed by the company in a general meeting or by its Board of Directors.

(2) Notwithstanding anything contained in this Act, a company may, in the manner provided in section 106 of the Companies Act, increase the amount of dividend in respect of a preference share beyond the limit specified in section 3 or section 4 of this Act.

6. *Act not to apply to participating preference dividends.*—Nothing contained in this Act shall apply to such part of any dividend on preference shares as is referred to in clause (i) of the *Explanation* to sub-section (1) of section 85 of the Companies Act.

7. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or

in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

Assented to on 28-12-1960

THE ACQUIRED TERRITORIES (MERGER)

ACT, 1960

(Act No. 64 of 1960)

AN ACT

to provide for the merger into the States of Assam, Punjab and West Bengal of certain territories acquired in pursuance of the agreements entered into between the Governments of India and Pakistan and for matters connected therewith.

BE it enacted by Parliament in the Eleventh Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Acquired Territories (Merger) Act, 1960.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

- (a) "acquired territories" means so much of the territories comprised in the Indo-Pakistan agreements and referred to in the First Schedule as are demarcated for the purpose of being acquired by India in pursuance of the said agreements;
- (b) "appointed day" means such date as the Central Government may, by notification in the Official Gazette, appoint for the merger of the acquired territories, under section 3, after causing the territories to be so acquired demarcated for the purpose, and different dates may be appointed for the merger of such territories into different States;
- (c) "assembly constituency", "council constituency" and "parliamentary constituency" have the same meanings as in the Representation of the People Act, 1950 (43 of 1950);
- (d) "Indo-Pakistan agreements" mean the agreements dated the 10th day of September, 1958, the 23rd day of October, 1959 and the 11th day of January, 1960 entered into between the Governments of India and Pakistan, the relevant extracts of which are set out in the Second Schedule;
- (e) "law" includes any enactment, ordinance, regulation, order, bye-law, rule, scheme, notification or other instrument having the force of law in the whole or in any part of the acquired territory;
- (f) "sitting member", in relation to either House of Parliament or of the Legislature of a State, means a person who, immediately before the appointed day, is a member of that House;
- (g) "State concerned", in relation to the acquired territories referred to in Part I, Part II and Part III of the First Schedule, means, respectively, the State of Assam, the State of Punjab and the State of West Bengal; and "State Government concerned" shall be construed accordingly;
- (h) "Union purposes" means the purposes of Government relating to any of the matters mentioned in List I of the Seventh Schedule to the Constitution.

3. *Merger of acquired territories.*—(1) As from the appointed day, the acquired territories referred to in Part I, Part II and Part III of the First Schedule shall, respectively, be included in, and form part of, the States of Assam, Punjab and West Bengal.

(2) As from the appointed day, the State Government concerned shall, by order in the Official Gazette, provide for the administration of the acquired territories included in that State by including them or any part of them in such district, sub-division, police station or other administrative unit as may be specified in the order.

4. *Amendment of the First Schedule to the Constitution.*—As from the appointed day, in the First Schedule to the Constitution,—

(a) in the paragraph relating to the territories of the State of Assam, after the words “the Assam Tribal Areas”, the words, figures and brackets “and the territories referred to in Part I of the First Schedule to the Acquired Territories (Merger) Act, 1960” shall be inserted;

(b) in the paragraph relating to the territories of the State of Punjab after the words and figures “the States Reorganisation Act, 1956”, the words, figures and brackets “and the territories referred to in Part II of the First Schedule to the Acquired Territories (Merger) Act, 1960” shall be inserted;

(c) in the paragraph relating to the territories of the State of West Bengal, after the words, brackets and figures “the Bihar and West Bengal (Transfer of Territories) Act, 1956”, the words, figures and brackets “and the territories referred to in Part III of the First Schedule to the Acquired Territories (Merger) Act, 1960” shall be inserted.

5. *Construction of references to existing constituencies.*—As from the appointed day,—

(a) Any reference in the Delimitation of Parliamentary and Assembly Constituencies Order, 1956—

(i) to the State of Assam or Punjab or West Bengal, shall be construed as including that part of the acquired territory which is included in that State;

(ii) to any district, sub-division, police station or other administrative unit, shall be construed as including that part of the acquired territory, if any, which is included in that district, sub-division, police station or other administrative unit, by order made under sub-section (2) of section 3;

(b) any reference in the Delimitation of Council Constituencies (Punjab) Order, 1951—

(i) to the State of Punjab, shall be construed as including that part of the acquired territory which is included in that State;

(ii) to any district, shall be construed as including that part of the acquired territory, if any, which is included in that district, by order made under sub-section (2) of section 3;

(c) any reference in the Delimitation of Council Constituencies (West Bengal) Order, 1951—

(i) to the State of West Bengal, shall be construed as including that part of the acquired territory which is included in that State;

(ii) to any division or district, shall be construed as including the acquired territory, if any, which is included in that division or district by order made under sub-section (2) of section 3.

6. *Provision as to sitting members.*—(1) Every sitting member of the House of the People representing any

parliamentary constituency the extent of which has been altered by virtue of the provisions of this Act shall, notwithstanding such alteration, be deemed to have been elected as from the appointed day to that House by that constituency as so altered.

(2) Every sitting member of the Legislative Assembly of the State of Assam or Punjab or West Bengal representing any assembly constituency the extent of which has been altered by virtue of the provisions of this Act shall, notwithstanding such alteration, be deemed to have been elected as from the appointed day to the said Legislative Assembly by that constituency as so altered.

(3) Every sitting member of the Legislative Council of Punjab or West Bengal representing any council constituency the extent of which has been altered by virtue of the provisions of this Act, shall, notwithstanding such alteration, be deemed to have been elected as from the appointed day to the said Legislative Council by that constituency as so altered.

7. *Property and assets.*—(1) All property and assets within the acquired territories which, immediately before the appointed day, are vested in Pakistan or in the Province of East Pakistan or the Province of West Pakistan shall, as from that day,—

(a) where such property and assets are relatable to Union purposes, vest the Union;

(b) in any other case, vest in the State concerned in which the acquired territories are included.

(2) A certificate of the Central Government signed by a Secretary to that Government shall be conclusive as to whether the purposes for which any property or assets are held, immediately before the appointed day, are Union purposes.

8. *Appropriation of moneys for expenditure in acquired territories.*—(1) As from the appointed day, any Act passed by the Legislature of the State of Assam or Punjab or West Bengal before that day for the appropriation of any moneys out of the Consolidated Fund of that State to meet any expenditure in respect of any part of the financial year 1960-61, shall have effect also in relation to the acquired territories included in that State and it shall be lawful for the State Government concerned to spend any amount in respect of those territories out of the amount authorised by such Act to be expenditure for any service in that State.

(2) The Governor of the State concerned may, after the appointed day, authorise such expenditure from the Consolidated Fund of that State as he deems necessary for any purpose or service in the acquired territories included in that State for a period of not more than three months beginning with the appointed day pending the sanction of such expenditure by the Legislature of that State.

9. *Extension of laws.*—All laws in force in the acquired territories immediately before the appointed day shall, as from that day, cease to be in force in those territories and all laws in force generally in the State concerned in which the acquired territories are included shall, as from that day, extend to, or as the case may be, come into force in, those territories:

Provided that anything done or any action taken before the appointed day under any law in force in the acquired territories shall be deemed to have been done or taken, as from the appointed day, under the corresponding law extended to, and in force in, those territories.

10. *Power to name authorities for exercising statutory functions.*—The State Government concerned, as respects

the acquired territories included in that State, may, by notification in the Official Gazette, specify the authority, officer or person who, on or after the appointed day, shall be competent to exercise such functions, exercisable under any law in force on that day in those territories, as may be mentioned in that notification and such law shall have effect accordingly.

11. *Power to remove difficulties.*—(1) If any difficulty arises in relation to the transition from any corresponding law to any law which by virtue of section 9 shall, as from the appointed day, extend to, or come into force in, the acquired territories, the Central Government may, by order notified in the Official Gazette, make such provisions as appear to it to be necessary or expedient for removing the difficulty.

(2) If any difficulty arises in giving effect to the provisions of this Act (otherwise than in relation to the transition from any corresponding law) or in connection with the administration of the acquired territories as a part of the State in which they are included, the State Government concerned may, by order in the Official Gazette, make such provisions not inconsistent with the purposes of this Act, as appear to it to be necessary or expedient for removing the difficulty.

(3) No power under sub-section (1) or sub-section (2) shall be exercised by the Central Government or, as the case may be, the State Government after the expiry of three years from the appointed day.

(4) Any order made under sub-section (1) or sub-section (2) may be so made as to be retrospective to any date not earlier than the appointed day.

THE FIRST SCHEDULE

[See sections 2(a), 2(g), 3 and 4]

PART I

The acquired territory in relation to item (7) of paragraph 2 of the Agreement dated the 10th day of September, 1958.

PART II

The acquired territory in relation to item (ii) and item (iii) of paragraph 1 of the Agreement dated the 11th day of January, 1960.

PART III

The acquired territory in relation to item (5) and item (10) of paragraph 2 of the Agreement, dated the 10th day of September, 1958 and paragraph 4 of the Agreement, dated the 23rd day of October, 1959.

THE SECOND SCHEDULE

[See section 2 (d)]

1. EXTRACTS FROM THE NOTE CONTAINING THE AGREEMENT, DATED THE 10TH DAY OF SEPTEMBER, 1958.

2. As a result of the discussions, the following agreements were arrived at:—

(5) 24 Pargans—Khulna	} —Boundary disputes.
24 Parganas—Jessore	

It is agreed that the mean of the two respective claims of India and Pakistan should be adopted, taking the river as a guide, as far as possible, in the case of the latter dispute. (Ichhamati river).

(7) Piyain and Surma river regions to be demarcated in accordance with the relevant notifications cadastral survey maps and, if necessary, record of rights. Whatever the result of this demarcation might be, the nationals of both the Governments to have the facility of navigation on both these rivers.

(10) Exchange of old Cooch Behar enclaves in Pakistan and Pakistan enclaves in India without claim to compensation for extra area going to Pakistan, is agreed to.

Signed. (M. S. A. BAIG)
Foreign Secretary,
Ministry of Foreign Affairs and
Commonwealth Relations,
Government of Pakistan.
NEW DELHI, SEPTEMBER 10, 1958.

Signed. (M. J. DESAI)
Commonwealth Secretary,
Ministry of External
Affairs, Government
of India.

2. EXTRACTS FROM THE AGREEMENT ENTITLED "AGREED DECISIONS AND PROCEDURES TO END DISPUTES AND INCIDENTS ALONG THE INDO-EAST PAKISTAN BORDER AREAS", DATED THE 23RD DAY OF OCTOBER, 1959.

4. *West Bengal-East Pakistan Boundary*

Over 1,200 miles of this boundary have already been demarcated. As regards the boundary between West Bengal and East Pakistan in the areas of Mahananda, Burung and Karatoa rivers, it was agreed that demarcation will be made in accordance with the latest cadastral survey maps supported by relevant notifications and record of rights.

(Sd.) (J. G. KHARAS)
Acting Foreign Secretary,
Ministry of Foreign Affairs,
and Commonwealth Relations,
Karachi.

(Sd.) (M. J. DESAI),
Commonwealth Secretary,
Ministry of External
Affairs,
New Delhi.

NEW DELHI,
October, 23, 1959.

3. EXTRACTS FROM THE AGREEMENT ENTITLED "AGREED DECISIONS AND PROCEDURES TO END DISPUTES AND INCIDENTS ALONG THE INDO-WEST PAKISTAN BORDER AREAS", DATED THE 11TH DAY OF JANUARY, 1960.

"1. *West Pakistan-Punjab border.*—Of the total of 325 miles of the border in this sector, demarcation has been completed along about 252 miles. About 73 miles of the border has not yet been demarcated due to differences between the Government of India and Pakistan regarding interpretation of the decision and Award of the Punjab Boundary Commission prevented by Sir Cyril Radcliffe as Chairman of the Commission. These differences have been settled along the lines given below in a spirit of accommodation:

(ii) *Chak Ladheke (Amritsar-Lahore borders).*—The Governments of India and Pakistan agree that the delineation of the boundary will be as shown in the map of the Kasur tehsil by Sir Cyril Radcliffe and Chak Ladheke will in consequence fall within the territorial jurisdiction of the Government of India.

(iii) *Ferozepur (Lahore-Ferozepur border).*—The Governments of India and Pakistan agree that the West Pakistan-Punjab (India) boundary in this region is along the district boundaries of these districts and not along the

actual course of the river Sutlej.

(Sd.) M. J. DESAI,
Commonwealth Secretary
Ministry of External Affairs,
Government of India.

(Sd.) J. G. KHARAS,
Joint Secretary,
Ministry of Foreign Affairs
and Commonwealth Relations,
Government of Pakistan.

NEW DELHI:
January 11, 1960.

Received Assent on 28-12-1960

THE CONSTITUTION (NINTH AMENDMENT) ACT, 1960

AN
ACT

Further to amend the Constitution of India to give effect to the transfer of certain territories to Pakistan in pursuance of the agreements entered into between the Governments of India and Pakistan.

BE it enacted by Parliament in the Eleventh Year of the Republic of India as follows:—

1. **Short title.**—This Act may be called the Constitution (Ninth Amendment) Act, 1960.
2. **Definitions.**—In this Act,—
 - (a) "appointed day" means such date as the Central Government may, by notification in the Official Gazette, appoint as the date for the transfer of territories to Pakistan in pursuance of the Indo-Pakistan agreements, after causing the territories to be so transferred and referred to in the First Schedule demarcated for the purpose, and different dates may be appointed for the transfer of such territories from different States and from the Union territory of Tripura;
 - (b) "Indo-Pakistan agreements" means the Agreements, dated the 10th day of September, 1958, the 23rd day of October, 1959 and the 11th day of January, 1960, entered into between the Governments of India and Pakistan, the relevant extracts of which are set out in the Second Schedule;
 - (c) "transferred territory" means so much of the territories comprised in the Indo-Pakistan agreements and referred to in the First Schedule as are demarcated for the purpose of being transferred to Pakistan in pursuance of the said agreements.
3. **Amendment of the First Schedule to the Constitution.**—As from the appointed day, in the First Schedule to the Constitution,—
 - (a) in the paragraph relating to the territories of the State of Assam, the words, brackets and figures "and the territories referred to in Part I of the First Schedule to the Constitution (Ninth Amendment) Act, 1960" shall be added at the end;
 - (b) in the paragraph relating to the territories of the State of Punjab, the words, brackets and figures "but excluding the territories referred to in Part II of the First Schedule to the Constitution (Ninth Amendment) Act, 1960" shall be added at the end;
 - (c) in the paragraph relating to the territories of the State of West Bengal, the words, brackets and figures "but excluding the territories referred to in Part III of the First Schedule to the Constitution (Ninth Amendment) Act, 1960" shall be added at the end;
 - (d) in the paragraph relating to the extent of the Union territory of Tripura, the words, brackets and figures "but excluding the territories referred to in Part IV of the First Schedule to the Constitution

(Ninth Amendment) Act, 1960" shall be added at the end.

THE FIRST SCHEDULE

[See sections 2 (a), 2 (c) and 3]

PART I

The transferred territory in relation to item (7) of paragraph 2 of the Agreement, dated the 10th day of September, 1958, and item (i) of paragraph 6 of the Agreement dated the 23rd day of October, 1959.

PART II

The transferred territory in relation to item (i) and item (iv) of paragraph 1 of the Agreement dated the 11th day of January, 1960.

PART III

The transferred territory in relation to item (3), item (5) and item (10) of paragraph 2 of the Agreement dated the 10th day of September, 1958, and paragraph 4 of the Agreement dated the 23rd day of October, 1959.

PART IV

The transferred territory in relation to item (8) of paragraph 2 of the Agreement dated the 10th day of September, 1958.

THE SECOND SCHEDULE

[See section 2 (b)]

1. EXTRACTS FROM THE NOTE CONTAINING THE AGREEMENT DATED THE 10TH DAY OF SEPTEMBER, 1958.

2. As a result of the discussions, the following agreements were arrived at:—

(3) **Berubari Union No. 12.**—This will be so divided as to give half the area to Pakistan, the other half adjacent to India being retained by India. The division of Berubari Union No. 12 will be horizontal, starting from the north-east corner of Debiganj thana.

The division should be made in such a manner that the Cooch Behar enclaves between Pachagar thana of East Pakistan and Berubari Union No. 12 of Jalpaiguri thana of West Bengal will remain connected as at present with Indian territory and will remain with India. The Cooch Behar enclaves lower down between Boda thana of East Pakistan and Berubari Union No. 12 will be exchanged along with the general exchange of enclaves and will go to Pakistan.

- (5) 24 Parganas—Khulna
24 Parganas—Jessore } Boundary disputes.

It is agreed that the mean of the two respective claims of India and Pakistan should be adopted, taking the river as a guide, as far as possible, in the case of the latter dispute. (Ichhamati river).

(7) Piyain and Surma river regions to be demarcated in accordance with the relevant notifications, cadastral survey maps and, if necessary, record of rights. Whatever the result of this demarcation might be, the nationals of both the Governments to have the facility of navigation on both these rivers.

(8) Government of India agree to give in perpetual right to Pakistan the land belonging to Tripura State to the

West of the railway line as well as the land appurtenant to the railway line at Bhagalpur.

(10) Exchange of old Cooch Behar enclaves in Pakistan and Pakistan enclaves in India without claim to compensation for extra area going to Pakistan, is agreed to.

(Sd.) M. S. A. BAIG, *Foreign Secretary, Ministry of Foreign Affairs and Commonwealth Relations, Government of Pakistan.*
(Sd.) M. J. DESAI, *Commonwealth Secretary, Ministry of External Affairs, Government of India.*

NEW DELHI:
The September 10, 1958.

2. EXTRACTS FROM AGREEMENT ENTITLED "AGREED DECISIONS AND PROCEDURES TO END DISPUTES AND INCIDENTS ALONG THE INDO-EAST PAKISTAN BORDER AREAS", DATED THE 23RD DAY OF OCTOBER, 1959.

4. West Bengal East Pakistan Boundary.

Over 1,200 miles of this boundary have already been demarcated. As regards the boundary between West Bengal and East Pakistan in the areas of Mahananda, Burung and Karatoa rivers, it was agreed that demarcation will be made in accordance with the latest cadastral survey maps supported by relevant notifications and record-of-rights.

6. Assam-East Pakistan Boundary.

(i) The dispute concerning Bagge Award III has been settled by adopting the following rational boundary in the Patharia Forest Reserve region:

From a point marked X (H 522558) along the Radcliffe Line BA on the old Patharia Reserve Boundary as shown in the topographical map sheet No. 83D/5, the boundary line shall run in close proximity and parallel to the cart road to its south to a point A (H 531554); thence in a southerly direction up the spur and along the ridge to a hill top marked B (H 523529); thence in a south-easterly direction along the ridge down the spur across a stream to a hill top marked C (H 532523); thence in a southerly direction to a point D (H 530517); thence in a south-westerly direction to a flat top E (H 523507); thence in a southerly direction to a point F (H 524500); thence in a south-easterly direction in a straight line to the midstream point of the Gandhai Nala marked G (H 540494); thence in south-westerly direction up the midstream of Bandhai Nala to a point marked H (H 533482); thence in a south-westerly direction up a spur and along the ridge to a point marked I (H 517460); thence in a southerly direction to a point on the ridge marked J (H 518455); thence in a south westerly direction along the ridge to a point height 364 then continues along the same direction along the same ridge to a point marked K (H 500428); thence in a south and south-westerly direction along the same ridge to a point marked L (H 496420); thence in a south-easterly direction along the same ridge to a point marked M

(H 499417); thence in a south-westerly direction along the ridge to a point on the bridle path with a height 587; then up the spur to the hill top marked N (H 487393); then in a south-easterly and southerly direction along the ridge to the hill top with height 692; thence in a southerly direction down the spur to a point on Buracherra marked O (H 484344); thence in a south-westerly direction up the spur along the ridge to the trigonometrical survey station with height 690; thence in a southerly direction along the ridge to a point height 490 (H 473292); thence in a straight line due south to a point on the eastern boundary of the Patharia Reserve Forest marked Y (H 473263); along the Radcliffe Line B.A. The line described above has been plotted on two copies of topographical map sheets Nos. 83D/5, 83D/6 and 83D/2.

The technical experts responsible for the ground demarcation will have the authority to make minor adjustments in order to make the boundary alignment agree with the physical features as described.

The losses and gains to either country as a result of these adjustments, with respect to the line marked on the map will be balanced by the technical experts.

Sd/- (J. G. KHARAS) *Acting Foreign Secretary, Ministry of Foreign Affairs and Commonwealth Relations, Karachi.*
Sd/- (M. J. DESAI) *Commonwealth Secretary, Ministry of External Affairs, New Delhi.*

NEW DELHI:
October 23, 1959.

3. EXTRACTS FROM THE AGREEMENT ENTITLED "AGREED DECISIONS AND PROCEDURES TO END DISPUTES AND INCIDENTS ALONG THE INDO-WEST PAKISTAN BORDER AREAS", DATED THE 11TH DAY OF JANUARY, 1960.

"1. *West Pakistan-Punjab border.*—Of the total of 325 miles of the border in this sector, demarcation has been completed along about 252 miles. About 73 miles of the border has not yet been demarcated due to differences between the Government of India and Pakistan regarding interpretation of the decision and Award of the Punjab Boundary Commission presented by Sir Cyril Radcliffe as Chairman of the Commission. These differences have been settled along the lines given below in a spirit of accommodation:

(i) *Theh Sarja Marja, Rakh Hardit Singh and Pathanke (Amritsar-Lahore border).*—The Governments of India and Pakistan agree that the boundary between West Pakistan and India in this region should follow the boundary between the tehsils of Lahore and Kasur as laid down under Punjab Government Notification No. 2183-E, dated the 2nd June, 1939. These three villages will in consequence, fall within the territorial, jurisdiction of the Government of Pakistan.

(iv) *Suleimanke (Ferozepur-Montgomery border).*—Governments of India and Pakistan agree to adjust district boundaries in this region as specified in the attached Schedule and as shown in the map appended hereto as Annexure I.

(Sd.) M. J. DESAI, *Commonwealth Secretary, Ministry of External Affairs, Government of India.*
(Sd.) J. G. KHARAS, *Joint Secretary, Ministry of Foreign Affairs, and Commonwealth Relations, Government of Pakistan.*

NEW DELHI:
January 11, 1960.

Simla-4, the 31st-May, 1965

No. 8-1-65-I.R.—The following Acts recently passed by the Parliament of India and published in the Gazette of India, Extraordinary Part II, Section I, dated the 15th, 30th, and 2nd April, 1965 respectively are hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public:—

- (1) The Income-tax (Amendment) Act, 1965 (1 of 1965).
- (2) The Industries (Development and Regulation) Amendment Act, 1965 (6 of 1965).
- (3) The Armed Forces (Special Powers) Continuance Act, 1965 (9 of 1965).

JOSEPH DINA NATH,
Under Secretary (Judicial).

Assented to on 12-3-1965

THE INCOME-TAX (AMENDMENT) ACT, 1965 (Act No. 1 of 1965)

AN
ACT

further to amend the Income-tax Act 1961 and to validate certain searches under that Act.

Be it enacted by Parliament in the Sixteenth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Income-tax (Amendment) Act, 1965.

2. *Substitution of new sections for section 132.*—For section 132 of the Income-tax Act, 1961 (43 of 1961) (hereinafter referred to as the principal Act), the following sections shall be substituted, namely:—

132. *Search and seizure.* (1) Where the Director of Inspection or the Commissioner, in consequence of information in his possession, has reason to believe that—

- (a) any person to whom a summons under sub-section (1) of section 37 of the Indian Income-tax Act, 1922 (11 of 1922) or under sub-section (1) of section 131 of this Act, or a notice under sub-section (4) of section 22 of the Indian Income-tax Act, 1922 or under sub-section (1) of section 142 of this Act was issued to produce, or cause to be produced, any books of account or other documents has omitted or failed to produce, or cause to be produced, such books of account, or other documents as required by such summons or notice, or
- (b) any person to whom a summons or notice as aforesaid has been or might be issued, or would not, produce or cause to be produced any books of account or other documents which will be useful for, or relevant to, any proceeding under the Indian Income-tax Act, 1922 (11 of 1922) or under this Act, and
- (c) any person is in possession of any money, bullion, jewellery or other valuable article or thing and such money, bullion, jewellery or other valuable article or thing represents either wholly or partly income or property which has not been disclosed for the purposes of the Indian Income-tax Act, 1922 (11 of 1922) or this Act (hereinafter in this section referred

to as the undisclosed income or property),

he may authorise any Deputy Director of Inspection, Inspecting Assistant Commissioner, Assistant Director of Inspection or Income-tax Officer (hereinafter referred to as the authorised officer) to—

- (i) enter and search any building or place where he has reason to suspect that such books of account, other documents, money, bullion, jewellery or other valuable article or thing are kept;
- (ii) break open the lock of any door, box, locker, safe, almirah or other receptacle for exercising the powers conferred by clause (i) where the keys thereof are not available;
- (iii) seize any such books of account, other documents, money, bullion, jewellery or other valuable article or thing found as a result of such search;
- (iv) place marks of identification on any books of account or other documents or make or cause to be made extracts or copies therefrom;
- (v) make a note or an inventory of any such money, bullion, jewellery or other valuable article or thing.

(2) The authorised officer may requisition the services of any police officer or of any officer of the Central Government, or of both, to assist him for all or any of the purposes specified in sub-section (1) and it shall be the duty of every such officer to comply with such requisition.

(3) The authorised officer may, where it is not practicable to seize any such book of account, other document, money, bullion, jewellery or other valuable article or thing, serve an order on the owner or the person who is in immediate possession or control thereof that he shall not remove, part with or otherwise deal with it except with the previous permission of such officer and such officer may take such steps as may be necessary for ensuring compliance with this sub-section.

(4) The authorised officer may, during the course of the search or seizure, examine on oath any person, who is found to be in possession or control any books of account, documents, money, bullion, jewellery or other valuable article or thing and any statement made by such person during such examination may thereafter be used in evidence in any proceeding under the Indian Income-tax Act, 1922 (11 of 1922) or under this Act.

(5) Where any money, bullion, jewellery or other valuable article or thing (hereinafter in this section and section 132A referred to as the assets) is seized under sub-section (1), the Income-tax Officer, after affording a reasonable opportunity to the person concerned for being heard and making such enquiry as may be prescribed, shall, within ninety days of the seizure, make an order, with the previous approval of the Commissioner,—

- (i) estimating the undisclosed income (including the income from the undisclosed property) in a summary manner to the best of his judgment on the basis of such materials as are available with him;
- (ii) calculating the amount of tax on the income so estimated in accordance with the provisions of the Indian Income-tax Act, 1922 (11 of 1922) or this Act;
- (iii) specifying the amount that will be required to satisfy any existing liability under this Act and any one or more of the Acts specified in clause (a) of sub-section (1) of section 230-A

in respect of which such person is in default or is deemed to be in default,

and retain in his custody such assets or part thereof as are in his opinion sufficient to satisfy the aggregate of the amounts referred to in clauses (ii) and (iii) and forth with release the remaining portion, if any, of the assets to the person from whose custody they were seized:

Provided that if, after taking into account the materials available with him, the Income-tax Officer is of the view that it is not possible to ascertain to which particular previous year or years such income or any part thereof relates, he may calculate the tax on such income or part, as the case may be, as if such income or part were the total income chargeable to tax at the rates in force in the financial year in which the assets were seized:

Provided further that where a person has paid or made satisfactory arrangements for payment of all the amounts referred to in clauses (ii) and (iii) or any part thereof, the Income-tax Officer may, with the previous approval of the Commissioner, release the assets or such part thereof as he may deem fit in the circumstances of the case.

(6) The assets retained under sub-section (5) may be dealt with in accordance with the provisions of section 132A.

(7) If the Income-tax Officer is satisfied that the seized assets or any part thereof were held by such person for or on behalf of any other person, the Income-tax Officer may proceed under sub-section (5) against such other person and all the provisions of this section shall apply accordingly.

(8) The books of account or other documents seized under sub-section (1) shall not be retained by the authorised officer for a period exceeding one hundred and eighty days from the date of the seizure unless the reasons for retaining the same are recorded by him in writing and the approval of the Commissioner for such retention is obtained:

Provided that the Commissioner shall not authorise the retention of the books of account and other documents for a period exceeding thirty days after all the proceedings under the Indian Income-tax Act 1922 (11 of 1922) or this Act in respect of the years for which the books of account or other documents are relevant are completed.

(9) The persons from whose custody any books of account or other documents are seized under sub-section (1) may make copies thereof, or take extracts therefrom, in the presence of the authorised officer or any other person empowered by him in this behalf, at such place and time as the authorised officer may appoint in this behalf.

(10) If a person legally entitled to the books of account or other documents seized under sub-section (1) objects for any reason to the approval given by the Commissioner under sub-section (8), he may make an application to the Board stating there the reasons for such objection and requesting for the return of the books of account or other documents.

(11) If any person objects for any reason to an order made under sub-section (5), he may, within thirty days of the date of such order, make an application to such authority, as may be notified in this behalf by the Central Government in the Official Gazette (hereinafter in this section referred to as the notified authority), stating therein the reason for such objection and requesting for appropriate relief in the matter.

(12) On receipt of the application under sub-section (10) the Board, or on receipt of the application under sub-section (11) the notified authority, may, after giving the applicant an opportunity of being heard, pass such orders as it thinks fit.

(13) The provisions of the Code of Criminal Procedure, 1898 (5 of 1898) relating to searches and seizure shall apply, so far as may be, to searches and seizure under sub-section (1).

(14) The Board may make rules in relation to any search or seizure under this section; in particular, and without prejudice to the generality of the foregoing power, such rules may provide for the procedure to be followed by the authorised officer—

(i) for obtaining ingress into such building or place to be searched where free ingress thereto is not available;

(ii) for ensuring safe custody of any books of account or other document or assets seized.

Explanation 1.—In computing the period of ninety days for the purposes of sub-section (5), any period during which any proceeding under this section is stayed by an order or injunction of any court shall be excluded.

Explanation 2.—In this section, the word "proceeding" means any proceeding in respect of any year, whether under the Indian Income-tax Act, 1922 (11 of 1922) or this Act, which may be pending on the date on which a search is authorised under this section or which may have been completed on or before such date and includes also all proceedings under this Act which may be commenced after such date in respect of any year.

132A. *Application of retained assets.*—(1) The assets retained under sub-section (5) of section 132 may be dealt with in the following manner, namely:—

(i) The amount of the existing liability referred to in clause (iii) of the said sub-section and the amount of the liability determined on completion of the regular assessment or reassessment for all the assessment years relevant to the previous years to which the income referred to in clause (i) of that sub-section relates, and in respect of which he is in default or is deemed to be in default may be recovered out of such assets.

(ii) If the assets consist solely of money, or partly of money and partly of other assets, the Income-tax Officer may apply such money in the discharge of the liabilities referred to in clause (i) and the assessee shall be discharged of such liability to the extent of the money so applied.

(iii) The assets other than money may also be applied for the discharge of any such liability referred to in clause (i) as remains undischarged and for this purpose such assets shall be deemed to be under distraint as if such distraint was effected by the Income-tax Officer under authorisation from the Commissioner under sub-section (5) of section 226 and the Income-tax Officer may recover the amount of such liabilities by the sale of such assets and such sale shall be effected in the manner laid down in the Third Schedule.

(2) Nothing contained in sub-section (1) shall preclude the recovery of the amount of liabilities aforesaid by any other mode laid down in this Act.

(3) Any assets or proceeds thereof which remain after the liabilities referred to in clause (i) of sub-section (1) are discharged shall be forthwith made over or paid to the persons from whose custody the assets were seized.

(4) (a) The Central Government shall pay simple interest at the rate of six per cent per annum on the amount by which the aggregate of money retained under

section 132 and of the proceeds, if any, of the assets sold towards the discharge of the existing liability referred to in clause (iii) of sub-section (5) of that section exceeds the aggregate of the amounts required to meet the liabilities referred to in clause (i) of sub-section (1) of this section.

(b) Such interest shall run from the date immediately following the expiry of the period of six months from the date of the order under sub-section (5) of section 132 to the date of the regular assessment or reassessment referred to in clause (i) of sub-section (1) or, as the case may be, to the date of last of such assessments or a reassessments."

3. *Amendment of section 271.*—In section 271 of the principal Act, after sub-section (4), the following sub-sections shall be inserted, namely:—

"(4A) Notwithstanding anything contained in clause (i) or clause (iii) of sub-section (1) the Commissioner may, in his discretion—

(i) reduce or waive the amount of minimum penalty imposable on a person under clause (i) of sub-section (1) for failure, without reasonable cause, to furnish the return of total income which such person was required to furnish under sub-section 1 of section 139, or

(ii) reduce or waive the amount of minimum penalty imposable on a person under clause (iii) of sub-section (1),

if he is satisfied that such person—

(a) in the case referred to in clause (i) of this sub-section has, prior to the issue of notice to him under sub-section (2) of section 139, voluntarily and in good faith, made full disclosure of his income; and in the case referred to in clause (ii) of this sub-section has, prior to the detection by the Income-tax Officer, of the concealment of particulars of income in respect of which the penalty is imposable, or of the inaccuracy of particulars furnished in respect of such income, voluntarily and in good faith, made full and true disclosure of such particulars;

(b) has co-operated in any enquiry relating to the assessment of such income; and

(c) has either paid or made satisfactory arrangements for payment of any tax or interest payable in consequence of an order passed under this Act in respect of the relevant assessment year:

Provided that if in a case the minimum penalty imposable under clause (i) or, as the case may be, clause (iii) of sub-section (1) in respect of the relevant assessment year, or where such disclosure relates to more than one assessment year, the aggregate of the minimum penalty imposable in respect of those years, exceeds a sum of rupees fifty thousand, no order reducing or waiving the penalty shall be made by the Commissioner unless the previous approval of the Board has been obtained

(4B) An order under sub-section (4A) shall be final and shall not be called in question before any court of law or any other authority."

4. *Insertion of new section 275A.*—In Chapter XXII of the principal Act, before section 276, the following section shall be inserted, namely:—

"275A. *Contravention of order made under sub-section (3) of section 132.*—Whoever contravenes any order referred to in sub-section (3) of section 132 shall be punishable with rigorous imprisonment which

may extend to two years and shall also be liable to fine."

5. *Amendment of section 279.*—In section 279 of the principal Act,—

(i) in sub-section (1), after the words "offence under" the words, figures and letter "section 275A or" shall be inserted;

(ii) after sub-section (1), the following sub-section shall be inserted, namely:—

"(1A) A person shall not be proceeded against for an offence under section 277 in relation to the assessment for an assessment year in respect of which the penalty imposable upon him under clause (iii) of sub-section (1) of section 271 has been reduced or waived by an order under sub-section (4A) of that section."

(iii) after sub-section (2), the following sub-section shall be inserted, namely:—

"(3) Where any proceeding has been taken against any person under sub-section (1), any statement made or account or other document produced by such person before any of the Income-tax authorities specified in clauses (a), (b), (c), (d) and (e) of section 116 shall not be inadmissible as evidence for the purpose of such proceedings merely on the ground that such statement was made or such account or other document was produced in the belief that the penalty imposable would be reduced or waived under sub-section (4A) of section 271 or that the offence in respect of which such proceeding was taken would be compounded."

6. *Validation of certain searches made.*—Any search of a building or place by an Inspecting Assistant Commissioner or Income-tax Officer purported to have been made in pursuance of sub-section (1) of section 132 of the principal Act before the commencement of this Act shall be deemed to have been made in accordance with the provisions of that sub-section as amended by this Act as if those provisions were in force on the day the search was made and shall not be called in question before any court of law or any other authority merely on the ground—

(i) that the Inspecting Assistant Commissioner or the Income-tax Officer made such search with the assistance of any other person; or

(ii) that no proceeding under the Indian Income-tax Act, 1922 (11 of 1922), or the principal Act was pending against the person concerned when the search was authorised under the said sub-section.

7. *Repeal and saving.*—(1) The Income-tax (Amendment) Ordinance, 1965 (1 of 1965) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act as if this Act had commenced on the 6th day of January, 1965.

Assented to on 29-3-1965

THE INDUSTRIES (DEVELOPMENT AND
REGULATION) AMENDMENT ACT, 1965
(Act No. 6 of 1965.)

AN
ACT

further to amend the Industries (Development and Regulation) Act, 1951.

BE it enacted by Parliament in the Sixteenth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Industries

(Development and Regulation) Amendment Act, 1965.

2. *Amendment of section 18A.*—In section 18A of the Industries (Development and Regulation) Act, 1951 (65 of 1951), for the proviso to sub-section (2), the following proviso shall be substituted, namely:—

“Provided that if the Central Government is of opinion that it is expedient in the public interest that any such notified order should continue to have effect after the expiry of the period of five years aforesaid, it may from time to time issue directions for such continuance for such period, not exceeding two years at a time, as may be specified in the direction, so however that the total period of such continuance (after the expiry of the said period of five years) does not exceed ten years; and where any such direction is issued, a copy thereof shall be laid, as soon as may be, before both Houses of Parliament.”

Assented to on 1-4-1965

THE ARMED FORCES (SPECIAL POWERS) CONTINUANCE ACT, 1965

(ACT No. 9 OF 1965)

AN.
ACT

to continue the Armed Forces (Special Powers) Regulation, 1958 for a further period.

BE it enacted by Parliament in the Sixteenth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Armed Forces (Special Powers) Continuance Act, 1965.

2. *Amendment of section 1 of Regulation 2 of 1958.*—In the Armed Force (Special Powers) Regulation, 1958, in section 1, in sub-section (4), for the words “seven years”, the words “eight years” shall be substituted.

Simla-4, the 28th December, 1965

➔ No. 8-1/65-LR.—The following Ordinances promulgated by the President and published in the Gazette of India, Extraordinary Part II, Section I, dated the 19th and 22nd October, 1965 respectively are hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public:—

1. The Taxation Laws (Amendment and Miscellaneous Provisions) Ordinance, 1965 (5 of 1965).
2. The Metal Corporation of India (Acquisition of Undertaking) Ordinance, 1965 (6 of 1965).

Y. D. SANADHAYA,
Under Secretary (Judicial).

THE TAXATION LAWS (AMENDMENT AND MISCELLANEOUS PROVISIONS) ORDINANCE, 1965

(No. 5 OF 1965)

➔ Promulgated by the President in the Sixteenth Year of the Republic of India.

AN
ORDINANCE

further to amend the Income-tax Act, 1961, the East Duty Act, 1953, the Wealth-tax Act, 1957, the Gift-tax Act, 1958 and to provide for exemption from tax in certain cases of undisclosed income invested in National Defence Gold Bond, 1980.

WHEREAS Parliament is not in session and the

President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Taxation Laws (Amendment and Miscellaneous Provisions) Ordinance, 1965.

(2) It shall come into force at once.

2. *Amendment of section 2.*—In section 2 of the Income-tax Act, 1961 (43 of 1961) (hereinafter referred to as the Income-tax Act), in sub-clause (iv) of clause (14), after the figures “1980”, the following shall be inserted, namely:—

“or National Defence Gold Bonds, 1980”.

3. *Amendment of section 10.*—In section 10 of the Income-tax Act, after sub-clause (i) of clause (15), the following sub-clause shall be inserted, namely:—

“(ia) annual payment on National Defence Gold Bonds, 1980;”.

4. *Amendment of section 193.*—In section 193 of the Income-tax Act, in the proviso, after clause (i), the following clause shall be inserted, namely:—

“(ia) any interest payable to an individual on 4½ per cent National Defence Loan, 1968 or 4½ per cent National Defence Loan, 1972; or”.

5. *Amendment of Act 34 of 1953.*—In the Estate Duty Act, 1953,—

(i) in sub-section (1) of section 33, after clause (o), the following clause shall be inserted, namely:—

“(p) National Defence Gold Bonds, 1980, to the extent of the principal value of such Bonds for an aggregate weight of fifty kilogrammes of gold:

Provided that if such Bonds had passed on the death of any person, the exemption conferred by this clause shall not be available in respect of the same Bonds passing on any subsequent death.”;

(ii) in sub-section (1) of section 34, in clause (a), for the brackets, letters and word “(n) and (o)”, the brackets, letters and word “(n), (o) and (p)” shall be substituted.

6. *Amendment of Act 27 of 1957.*—In section 5 of the Wealth-tax Act, 1957, in sub-section (1), for clause (xvii), the following clause shall be substituted, namely:—

“(xvii) 6½ per cent Gold Bonds, 1977, 7 per cent Gold Bonds, 1980 and National Defence Gold Bonds, 1980;”.

7. *Amendment of Act 18 of 1958.*—In section 5 of the Gift-tax Act, 1958, in sub-section (1), after clause (iii), the following clause shall be inserted, namely:—

“(iiia) of property in the form of National Defence Gold Bonds, 1980, not exceeding the value of such Bonds for an aggregate weight of five kilogrammes of gold in any previous year:

Provided that the exemption conferred by this clause shall be available only to a person who has initially subscribed to the said Bonds;”.

8. *Exemption from tax in certain cases of undisclosed income invested in National Defence Gold Bonds, 1980.*—(1) Where a person who has acquired any gold out of his income which has not been disclosed by him for the purposes of the Indian Income-tax Act, 1922 (11 of 1922), or the Income-tax Act, 1961 (43 of 1961), or the Excess Profits Tax Act, 1940 (15 of 1940), or the

Income-tax Act, 1947 (21 of 1947), or the Sales Tax Act, 1963 (14 of 1963), or the Companies (Profits) Tax Act, 1964 (7 of 1964), tenders such gold as a subscription for the National Defence Gold Bonds, 1980, prior to the detection of such income by the Income-tax Officer or the seizure of such gold under any law for the time being in force, such income shall, notwithstanding anything contained in the said Acts, not be included in his income, profits or gains chargeable to tax under the said Acts in an assessment or re-assessment for any assessment year made under the said Acts on or after the 20th day of October, 1955.

(2) In computing the net wealth of a person under the Wealth-tax Act, 1957 (27 of 1957), the value of the gold tendered by him in income, which under sub-section (1) is not included in his income, profits or gains, shall not include anything contained in the said Act, not be taken into account in an assessment or re-assessment for any assessment year made under the said Act on or after the 20th day of October, 1955.

(3) The name of the person subscribing to the National Defence Gold Bonds, 1980, and any particulars relating to the Bonds subscribed to by him, shall be confidential, and, notwithstanding anything contained in any law for the time being in force, no person shall be entitled to require any public servant to disclose the name of such person or any such particulars or to give evidence in respect thereof.

(4) No public servant shall disclose the name of the person or particulars relating to the Bonds subscribed to by him, except to an officer employed in the execution of the Act, mentioned in sub-section (1) or the Wealth-tax Act, 1957 (27 of 1957), or to any officer appointed by the Comptroller and Auditor-General of India or the Central Board of Direct Taxes (constituted under the Central Boards of Revenue Act, 1963) (54 of 1963), to audit income-tax receipts or refunds.

(4) In this section,—

(a) "gold" means gold, including its alloy, whether virgin, melted, re-melted, wrought or unwrought, in any shape or form, and includes any gold coin (whether legal tender or not), any ornament and any other article of gold;

(b) "public servant" includes an officer or other employee of the Reserve Bank of India.

S. RADHAKRISHNAN,
President:

R. C. S. SARKAR,
Secretary to the Government of India.

THE METAL CORPORATION OF INDIA (ACQUISITION OF UNDERTAKING) ORDINANCE 1965

(No. 6 OF 1965)

Promulgated by the President in the Sixteenth Year of the Republic of India.

AN ORDINANCE

to provide for the acquisition of the Undertaking of the Metal Corporation of India Limited for the purpose of enabling the Central Government in the public interest to exploit, to the fullest extent possible, zinc and lead deposits in and around the Zawar area in the State of Rajasthan and to utilize those minerals in such manner as to preserve the common good.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it

necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

CHAPTER I

PRELIMINARY

1. *Short title and commencement.*—(1) This Ordinance may be called the Metal Corporation of India (Acquisition of Undertaking) Ordinance, 1965.

(2) It shall come into force at once.

2. *Definition.*—In this Ordinance, unless the context otherwise requires,—

(a) "administrator" means an administrator appointed under section 13;

(b) "company" or the "Metal Corporation of India" means the Metal Corporation of India Limited, being a company as defined in the Companies Act, 1955 (1 of 1956), having its registered office at Calcutta;

(c) "tribunal" means the Tribunal constituted under section 11;

(d) words and expressions used but not defined in this Ordinance and defined in the Companies Act, 1956 (1 of 1956), shall have the meaning respectively assigned to them in that Act.

CHAPTER II

ACQUISITION OF THE UNDERTAKING OF THE METAL CORPORATION OF INDIA

3. *Undertaking of company to vest in Central Government.*—On the commencement of this Ordinance, the undertaking of the company shall, by virtue of this Ordinance, be transferred to, and vest in, the Central Government.

4. *General effect of vesting under section 3.*—(1) The undertaking of the company shall be deemed to include all assets, rights, leaseholds, powers, authorities and privileges and all property, movable and immovable, including lands, buildings, works, mines, workshops, projects, smelters, refineries, stores, instruments, machinery, locomotives, automobiles and other vehicles, mined or extracted zinc or lead ores, concentrates and metals, in process or in stock or in transit, cash balances, cash on hand, reserve fund, investments and book debts and all other rights and interests arising out of such property as were immediately before the commencement of this Ordinance in the ownership, possession, power or control of the company in relation to the undertaking, whether within or without India, and all books of account, registers, maps, plans, sections, drawings, records of survey and all other documents of whatever nature relating thereto, and shall also be deemed to include all borrowings, liabilities and obligations of whatever kind then subsisting of the company in relation to the undertaking.

(2) All property vesting in the Central Government under sub-section (1) shall, by force of such vesting, be freed and discharged from any, trusts, obligations, mortgages, charges, liens and other encumbrances affecting it, and any attachment, injunction or any decree or order of a court restricting the use of such property in any manner shall be deemed to have been withdrawn.

(3) Subject to the other provisions contained in this Ordinance, all contracts and working arrangements which are subsisting immediately before the commencement of this Ordinance and affecting the company shall in so far as they relate to the undertaking of the company, cease to have effect or be enforceable against the company or any person who was surety or had guaranteed the perfor-

mance thereof and shall be of as full force and effect against or in favour of the Central Government and enforceable as fully and effectually as if instead of the company the Central Government had been named therein or had been a party thereto.

(4) Subject to the other provisions contained in this Ordinance, any proceeding or cause of action pending or existing immediately before the commencement of this Ordinance by or against the company in relation to its undertaking may, as from such commencement, be continued and enforced by or against the Central Government as it might have been enforced by or against the company if this Ordinance had not been promulgated, and shall cease to be enforceable by or against the company, its surety or guarantor.

5. *Provisions respecting officers and employees of the company.*—(1) Every officer or other employee of the company (except a director or any managerial personnel specified in section 197A of the Companies Act, 1956 (1 of 1956), or any other person entitled to manage the whole or a substantial part of the business of the company under a special agreement) in the employment of the company immediately before the commencement of this Ordinance shall, in so far as such employee is employed in connection with the affairs of the undertaking of the company, become as from such commencement, an officer or other employee, as the case may be, of the Central Government and shall hold his office by the same tenure, at the same remuneration and upon the same terms and conditions and with the same rights and privileges as to pension and gratuity and other matters as he would have held under the company if this Ordinance had not been promulgated and shall continue to do so unless and until his employment in the Central Government is terminated or until his remuneration, terms and conditions are duly altered by the Central Government:

Provided that if the alternation so made is not acceptable to any such officer or employee, his employment may be terminated by the Central Government on payment to him by the Central Government of compensation equivalent to three months' remuneration in the case of permanent employees and one month's remuneration in the case of other employees:

Provided further that nothing contained in this section shall apply to any officer or other employee who has, by notice in writing given to the Central Government within thirty days next following the commencement of this Ordinance, intimated his intention of not becoming an officer or other employees of the Central Government.

(2) Notwithstanding anything contained in the Industrial Disputes Act, 1947 (14 of 1947), or in any other law for the time being in force, the transfer of the service of any officer or other employee of the company shall not entitle any such officer or employee to any compensation under that Act or other law, and no such claim shall be entertained by the court, tribunal or other authority.

6. *Directors and managing agents not entitled to compensation.*—Notwithstanding anything contained in any law for the time being in force, no director or managerial personnel specified in section 197A of the Companies Act, 1956, (1 of 1956) or other persons entitled to manage the whole or a substantial part of the business and affairs of the company under a special agreement shall be entitled to any compensation against the company or the Central Government for the loss of office or for the premature termination of any contract

of management entered into by him with the company.

7. *Duty to deliver possession of property acquired and documents relating thereto.*—(1) Where any property has vested in the Central Government under section 3, every person in whose possession or custody or under whose control the property may be, shall deliver the property to the Central Government forthwith.

(2) Any person who, on the commencement of this Ordinance, has in his possession or under his control any books, documents or other papers relating to the company which has vested in the Central Government under this Ordinance and which belong to the company or would have so belonged if the undertaking of the company had not been acquired shall be liable to account for the said books, documents and papers to the Central Government and shall deliver them up to the Central Government or to such person as the Central Government may specify in this behalf.

(3) The Central Government may take all necessary steps for securing possession of all properties which have vested in that Government under section 3.

8. *Duty to furnish particulars.*—The company shall, within thirty days from the commencement of this Ordinance or within such further period as the Central Government may allow in this behalf, furnish to that Government a complete inventory of all the properties and assets (including particulars of book debts and investments and belongings) of the company at the commencement of this Ordinance, all liabilities and obligations of the company subsisting at such commencement and also of all agreements entered into by the company and in force on such commencement including agreements, whether express or implied, relating to leave, pension, gratuity and other terms of service of any officer or other employee of the company under which, by virtue of this Ordinance, the Central Government has or will have, or may have, liabilities except such agreements as that Government may exclude from the operation of this section, and for this purpose, the Central Government shall afford the company all reasonable facilities.

9. *Right of Government to disclaim certain agreements.*—(1) Where it appears to the Central Government that the making of any agreement under which the company has or will have or may have liabilities was not reasonably necessary for the purposes of the activities of the company or has not been entered into in good faith, the Central Government may, within one year from the commencement of this Ordinance, apply to the tribunal for relief. From the agreement and the Tribunal, if satisfied after making such inquiry in the matter as it thinks fit that the agreement was not reasonably necessary for the purposes of the activities of the company or has not been entered into in good faith, may make an order cancelling or varying the agreement on such terms as it may think fit to impose and the agreement shall thereupon have effect accordingly.

(2) All the parties to the agreement which is sought to be cancelled or varied under this section shall be made parties to the proceedings.

10. *Compensation for acquisition of undertaking.*—(1) The Central Government shall pay compensation to the company for the acquisition of the undertaking of the company and such compensation shall be determined in accordance with the principles specified in the schedule and in the manner hereinafter set out, that is to say,—

(a) where the amount of compensation can be fixed by agreement, it shall be determined in accordance with such agreement;

(b) where no such agreement can be reached, the Central Government shall refer the matter to the

Tribunal within a period of three months from the date on which the Central Government and the company fail to reach an agreement regarding the amount of compensation.

(2) Notwithstanding that separate valuations are calculated under the principles specified in the Schedule in respect of the several matters referred to therein, the amount of compensation to be given shall be deemed to be a single compensation to be given for the undertaking as a whole.

(3) The amount of compensation determined in accordance with the foregoing provisions shall be paid to the company in cash within a period of six months from the date of such determination:

Provided that if compensation is not paid within the period aforesaid, the Central Government shall pay interest on the amount of compensation at the rate of four per cent per annum from the date of expiry of the said period.

CHAPTER III TRIBUNAL

11. *Constitution of Tribunal*.—(1) The Central Government may for the purposes of this Ordinance constitute a Tribunal which shall consist of a single person who is, or has been, or is qualified to be, a Judge of a High Court or of the Supreme Court.

(2) The Tribunal may choose one or more persons possessing special knowledge of any matter relating to any matter relating to any case under inquiry to assist the Tribunal in determining any question which has to be decided by it under this Ordinance.

(3) The Tribunal shall have the powers of a civil court while trying a suit under the Code of Civil Procedure, 1908 (5 of 1908), in respect of the following matters, namely:

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of documents or other material objects producible as evidence;
- (c) receiving evidence on affidavits;
- (d) issuing commissions for the examination of witnesses or documents.

(4) The Tribunal shall have power to regulate its own procedure and decide all matters within its competence, and may review any of its decisions in the event of there being a mistake on the face of the record or correct any arithmetical or clerical error therein but subject thereto, the decision of the Tribunal on any matter within its jurisdiction shall be final and conclusive.

CHAPTER IV

MANAGEMENT AND ADMINISTRATION OF THE UNDERTAKING

12. *Formation of Government company for management of undertaking*.—For the efficient management and administration of the undertaking of the company vested in the Central Government by virtue of this Ordinance, that Government may form a Government company in accordance with the provisions of the Companies Act, 1956 (1 of 1956), and on the formation of such company, the undertaking together with all its properties, assets, liabilities and obligations specified in sub-section (1) of section 4 and such other properties, assets, liabilities and obligations as may hereafter be acquired or incurred for the purposes of the undertaking, shall, by virtue of this Ordinance, stand transferred to, and vest in, that Government company.

13. *Appointment of administrators*.—(1) Pending the

formation of the Government company referred to in section 12, the Central Government may appoint one, or more than one, administrator for the efficient management and administration of the undertaking.

(2) Such administrator or administrators shall, in the management and administration of the undertaking, act in accordance with such directions, if any, as may be issued by the Central Government in this behalf.

CHAPTER V MISCELLANEOUS

14. *Penalties*.—(1) Any person who—

- (a) having in his possession, custody or control any property forming part of the undertaking of the company, wrongfully withholds such property from the Central Government or wilfully applies it to purposes other than those expressed in or authorised by this Ordinance; or
- (b) wrongfully obtains possession of any property forming part of the undertaking of the company which have vested in the Central Government under this Ordinance; or
- (c) wilfully withholds or fails to furnish to the Central Government or any person specified by that Government as required by sub-section (2) of section 7 any document which may be in his possession, custody or control; or
- (d) wilfully fails to furnish any particulars required under section 8; or
- (e) when required to furnish any such particulars, furnishes any particular which are false and which he either knows or believes to be false or does not believe to be true;

shall be punishable with imprisonment for a term which may extend to two years, or with fine, or with both:

Provided that the court trying any offence under clause (a) or clause (b) of this sub-section may at the time of convicting the accused person order him to deliver up or refund within a time to be fixed by the court any property wrongfully withheld or wilfully misapplied or wrongfully obtained.

(2) No court shall take cognizance of an offence punishable under this section except with the previous sanction of the Central Government or an officer authorised by that Government in this behalf.

15. *Protection of action taken under Ordinance*.—No suit, prosecution or other legal proceeding shall lie against the Central Government or an administrator or an officer or other employee serving in connection with the affairs of the undertaking for anything which is in good faith done or intended to be done under this Ordinance.

16. *Power to make rules*.—(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Ordinance.

(2) Every rule made by the Central Government under this Ordinance as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

THE SCHEDULE

(See section 10).

PRINCIPALS FOR DETERMINING COMPENSATION FOR ACQUISITION OF THE UNDERTAKING

Paragraph I.—The compensation to be paid by the Central Government to the company in respect of the acquisition of the undertaking thereof shall be an amount equal to sum total of the value of the properties and assets of the company on the date of commencement of this Ordinance calculated in accordance with the provisions of paragraph II less the sum total of the liabilities and obligations of the company as on the said date calculated in accordance with the provisions of paragraph III.

Paragraph II.—(a) The market value of any land or buildings;

(b) the actual cost incurred by the company in acquiring any plant, machinery or other equipment which has not been worked or used and is in good working condition and the written-down value (determined in accordance with the provisions of the Income-tax Act, 1961) (43 of 1961), of any other plant, machinery or equipment;

(c) the market value of any shares, securities or other investments held by the company;

(d) the total amount of the premiums paid by the company in respect of all leasehold properties reduced in the case of each such premium by an amount which bears to such premium the same proportion as the expired term of the lease in respect of which such premium shall have been paid bears to the total term of the lease;

(e) the amount debts due to the company, whether secured or unsecured, to the extent to which they are reasonably considered to be recoverable;

(f) the amount of cash held by the company, whether in deposit with a bank or otherwise;

(g) the value of all tangible assets and properties other than those falling within any of the preceding clauses.

Paragraph III.—The total amount of liabilities and obligations incurred by the company in connection with the management and administration of the undertaking and subsisting immediately before the commencement of this Ordinance.

S. RADHAKRISHNAN,
President.

R. C. S. SARKAR,
Secretary to the Government of India.

Simla-2, the 1st November, 1971

No. 12-11/71-LR.—The Forward Contracts (Regulation) Amendment Ordinance, 1971 (11 of 1971) promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II Section 1, is hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public.

JOSEPH DINA NATH,
Under Secretary (Judicial).

THE FORWARD CONTRACTS (REGULATION AMENDMENT ORDINANCE, 1971

(No. 11 of 1971).

Assented on 11-10-1971

Promulgated by the President in the Twenty-second Year of the Republic of India

An Ordinance further to amend the Forward Contracts (Regulation) Act, 1952.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action:

Now, therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Forward Contracts (Regulation) Amendment Ordinance, 1971.

(2) It shall come into force at once.

2. *Act 74 of 1952 to be temporarily amended.*—During the period of operation of this Ordinance, the Forward Contracts (Regulation) Act, 1952 (hereinafter referred to as the principal Act), shall have effect subject to the amendments specified in section 3.

3. *Amendment of section 2.*—In section 2 of the principal Act,—

(a) in clause (c), the words “at a future date” shall be omitted;

(b) to clause (i), the following proviso and Explanation shall be added, namely:—

“Provided that where any such contract is performed either wholly or in part,—

(1) by tendering of the documents of title to the goods covered by the contract by any party thereto (not being a commission agent or a bank) who has acquired ownership of the said documents by purchase, exchange or otherwise, to any other person (including a commission agent but not including a bank); or

(2) by the realisation of any sum of money, being the difference between the contract rate and the settlement rate or clearing rate or the rate of any offsetting contract;

or

(3) by any other means whatsoever,

and as a result of which the actual tendering of the goods covered by the contract or the payment of the full price therefor is dispensed with, then, such contract shall not be deemed to be a ready delivery contract.

Explanation.—For the purposes of this clause,—

(i) “bank” includes any banking company as defined in the Banking Regulation Act, 1949 (10 of 1949), a co-operative bank as defined in the Reserve Bank of India Act, 1934 (2 of 1934), the State Bank of India and any of its subsidiaries and any corresponding new bank constituted under section 3 of the Banking Companies (Acquisition and Transfer of Undertakings)

Act, 1970 (5 of 1970);
 (ii) "commission agent" means a person who, in the ordinary course of business, makes contract for the sale or purchase of goods for others for a remuneration (whether known as commission or otherwise) which is determined in the contract itself or determinable from the terms of the contract, in either case, only with reference to the quantity

of goods or to the price therefor as stipulated in the contract."

V. V. GIRI,
 President.

N. D. P. NAMBOODIRIPAD,
 Joint Secretary to the Government of India.

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं
 तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं
 शून्य

अनुपूरक

(देखिये पृष्ठ 1163 से 1167)

PART I

LABOUR DEPARTMENT

NOTIFICATION

Simla-2, the 18th November, 1971

No. 10-61/71-SI.—In partial modification of the Government notification of even number, dated the 9th September, 1971 and in pursuance of the provision contained in section 9 of the Himachal Pradesh Shops and Commercial Establishments Act, 1969 (Act No. 10 of 1970), the Governor of Himachal Pradesh is pleased to fix the following opening and closing hours for Shops and Commercial Establishments covered under the said Act in winter, within the jurisdiction of Simla Municipal Corporation with effect from 22nd November, 1971.

<i>Winter</i>	<i>Opening hour</i>	<i>Closing hour</i>
1st November to 31st March.	9 A.M.	7-30 P.M.

By order,
 P. K. MATTOO,
 Secretary.

**Daily Rainfall recorded at 72 Raingauge Stations in Himachal Pradesh for the
month of September, 1968**

DAILY RAINFALL RECORDED IN HIMACHAL

[illegible]

20th	21st	22nd	23rd	24th	25th	26th	27th	28th	29th	30th	31st	Number of rainy days	Normal No. of rainy days	Total rainfall for the month	Average rainfall for the month	Heaviest rainfall during the month	Total rainfall from 1-9-68 to 30-9-68	Normal rainfall from 1-9-68 to 30-9-68
21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39
—	—	—	—	—	—	—	—	—	—	7.0	—	—	9.1	—	197.2	—	—	—
—	—	—	—	—	—	—	—	7.0	—	—	—	1	9.2	7.0	175.7	—	7.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	9.1	7.0	186.5	—	7.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	5.7	5.1	100.1	2.8	5.1	—
—	—	—	—	—	—	—	—	—	—	—	—	1	4.0	—	103.5	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	1	5.9	—	93.4	—	—	—
—	—	—	—	—	—	—	—	1.0	—	—	—	1	6.1	22.0	166.4	14.0	22.0	—
—	—	—	—	—	—	—	—	—	—	—	—	3	9.9	40.7	283.4	16.4	40.7	—
—	—	—	—	—	—	—	—	—	—	—	—	2	6.7	12.0	153.1	6.0	12.0	—
—	—	—	—	—	—	—	—	—	—	—	—	2	9.2	—	250.7	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	2	8.3	8.0	167.8	5.0	8.0	—
1.0	—	—	—	—	—	—	—	—	—	—	—	—	6.9	—	96.1	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	—	5.6	1.0	107.4	1.0	1.0	—
—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	9	—	88.8	—	—	88.8	—
—	—	—	—	—	—	—	—	—	—	—	—	1	6.8	8.1	152.2	—	8.1	—
4.0	—	—	—	—	—	—	—	—	—	—	—	2	NA	28.0	NA	24.0	28.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	NA	17.0	NA	10.0	17.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	NA	9.0	NA	9.0	9.0	—
8.0	—	—	—	—	—	—	—	—	—	—	—	1	NA	12.2	NA	12.2	12.2	—
—	—	—	—	—	—	—	—	—	—	—	—	2	NA	26.0	NA	18.0	26.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	NA	12.0	NA	12.0	12.0	—
—	—	—	—	—	—	—	—	—	—	—	—	—	NA	—	NA	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	—	NA	—	NA	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	8	NA	104.2	NA	—	104.2	—
—	—	—	—	—	—	—	—	—	—	—	—	1	NA	14.9	NA	—	14.9	—
—	—	—	—	—	—	—	—	—	—	—	—	—	NA	—	NA	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	—	NA	—	NA	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	—	NA	—	NA	—	—	—
3.0	—	—	—	—	—													

DAILY RAINFALL RECORDED IN HIMACHAL

District and Station	1st	2nd	3rd	4th	5th	6th	7th	8th	9th	10th	11th	12th	13th	14th	15th	16th	17th	18th	19th
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
Mandi:																			
Sadar	—	—	—	—	—	—	—	—	—	—	—	9.0	—	—	—	9.0	6.0	—	—
Jogindernagar	—	—	—	—	—	—	—	—	—	—	—	—	—	1.0	1.2	0.1	4.2	1.0	37.0
Sarkaghat	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	R.D	R.D	13.0	—
Chachiot*	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Sundernagar	—	—	—	—	—	—	—	—	—	—	—	—	—	—	1.5	1.6	—	R.D	—
Karsog	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	6.0
Bhangrotu	—	—	—	—	—	—	—	—	—	—	—	—	—	—	3.8	—	12.2	8.2	—
Jnungi	—	—	—	—	—	—	—	—	—	15.3	—	—	—	—	—	—	14.3	—	—
Janjehli	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Parjain	—	—	—	—	—	—	—	—	—	—	—	—	—	—	1.0	—	—	—	—
Kataulja	—	—	—	—	—	—	0.8	—	—	—	—	—	—	—	15.0	—	20.0	—	22.0
Mandi Obs.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.
Simla:																			
Simla	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.
Kandaghat	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	9.4
Kasauli	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	2.5
Nalagarh	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Siraur:																			
Nahau	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	9.0	—
Paonta	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	18.8	—	—	—
Renuka	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Pachhad	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	3.8
Bagthan*	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
Dhaulta-Kuan	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	39.0

Note.—Raingauges at Chachiot, Ludruva, Kotgarh and Bagthan are not in order.

PRADESH FOR THE MONTH OF SEPTEMBER, 1968

20th	21st	22nd	23rd	24th	25th	26th	27th	28th	29th	30th	31st	Number of rainy days	Normal No. of rainy days	Total rainfall for the month	Average rainfall for the month	Heaviest rainfall during the month	Total rainfall from 1-9-68 to 31-9-68	Normal rainfall from 1-9-68 to 30-9-68
21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39
20.0	—	—	—	—	—	—	—	—	—	—	—	3	9.7	24.0	179.6	9.0	24.0	—
—	—	—	—	—	—	—	—	—	—	—	—	3	11.9	64.5	295.7	37.0	64.5	—
—	—	—	—	—	—	—	—	—	—	—	—	1	9.2	13.0	283.0	13.0	13.0	—
—	—	—	—	—	—	—	—	—	—	—	—	—	9.2	—	165.2	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	—	9.8	3.1	196.5	1.6	—	—
—	—	—	—	—	—	—	—	—	—	—	—	1	6.7	6.0	111.8	6.0	3.1	—
—	—	—	—	—	—	—	—	—	—	—	—	3	8.9	29.2	176.2	17.2	6.0	—
—	—	—	—	—	—	—	—	—	—	—	—	2	8.3	29.6	171.7	15.3	29.2	—
—	—	—	—	—	—	—	—	—	1.0	—	—	—	9.2	—	180.4	—	29.6	—
—	—	—	—	—	—	—	—	—	—	—	—	—	8.0	2.0	137.0	1.0	—	—
N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	N.R.	3	10.7	57.8	180.2	22.0	20.0	—
—	—	—	—	—	—	—	—	—	—	—	—	12.9	12.9	N.R.	273.4	N.R.	57.8	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Total	16	229.2	—	—	229.2	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Average	1	19.1	191.7	—	19.1	—
N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.	—	N.A.	—	N.A.	—	—	—
26.5	0.3	—	—	—	—	—	—	—	—	—	—	2	N.A.	26.2	N.A.	16.5	26.2	—
3.6	—	—	—	—	—	—	—	—	—	—	—	2	N.A.	6.1	N.A.	3.6	6.1	—
—	—	—	—	—	—	—	—	—	—	—	—	—	N.A.	—	N.A.	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Total	4	32.3	N.A.	—	32.3	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Average	1	8.1	N.A.	—	8.1	—
—	—	—	—	—	—	—	—	—	—	—	—	1	8.7	9.0	223.0	9.0	9.0	—
—	—	—	—	—	—	—	—	—	—	—	—	1	8.9	18.8	257.4	18.8	18.8	—
—	—	—	—	—	—	—	—	—	—	—	—	—	7.8	—	237.7	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	1	8.1	3.8	201.3	3.8	3.8	—
—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—	—	1	8.9	39.0	203.8	39.0	39.0	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Total	4	70.6	—	—	70.6	—
—	—	—	—	—	—	—	—	—	—	—	—	Distt. Average	1	11.8	224.6	—	11.8	—

